

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

ENP-001.1P US

U.S. APPLICATION NO. (if known, see 37 CFR 1.5

10/01/99 92

PRIORITY DATE CLAIMED

6 July 1999

INTERNATIONAL APPLICATION NO.

PCT/CA00/00790

INTERNATIONAL FILING DATE

6 July 2000

TITLE OF INVENTION

METHODS AND COMPOSITIONS FOR REGULATING GUT MOTILITY AND FOOD INTAKE

APPLICANT(S) FOR DO/EO/US

Krantis and Durst

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☒ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98. (with references)
12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A **FIRST** preliminary amendment.
14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:

Note: IPER has not been issued by the IPEA /EP as yet. No amendments to the application were made during preliminary examination.

U.S. APPLICATION NO. 019792
not yet assigned

INTERNATIONAL APPLICATION NO.
PCT/CA00/00790

ATTORNEY'S DOCKET NUMBER
ENP-001.1P US

21. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):

Neither international preliminary examination fee (37 CFR 1.482)
nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO
and International Search Report not prepared by the EPO or JPO. \$1000.00

International preliminary examination fee (37 CFR 1.482) not paid to
USPTO but International Search Report prepared by the EPO or JPO \$860.00

International preliminary examination fee (37 CFR 1.482) not paid to USPTO
but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$710.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO
but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00

International preliminary examination fee (37 CFR 1.482) paid to USPTO
and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

CALCULATIONS PTO USE ONLY

\$ 860.00

Surcharge of \$130.00 for furnishing the oath or declaration later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$
Total claims	31 - 20 =	11	x \$18.00	\$ 198.00
Independent claims	12 - 3 =	9	x \$80.00	\$ 720.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$270.00	\$ -----

TOTAL OF ABOVE CALCULATIONS = \$ 1778.00

☒ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above
are reduced by 1/2.

\$ 889.00

SUBTOTAL =

\$ 889.00

Processing fee of \$130.00 for furnishing the English translation later than ☐ 20 ☐ 30
months from the earliest claimed priority date (37 CFR 1.492(f)).

\$

TOTAL NATIONAL FEE =

\$ 889.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be
accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +

\$

TOTAL FEES ENCLOSED =

\$ 889.00

Amount to be
refunded:

\$

charged:

\$

a. ☒ A check in the amount of \$ 889.00 to cover the above fees is enclosed. (check no. 3786)

b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any
overpayment to Deposit Account No. 50-0268. A duplicate copy of this sheet is enclosed.

d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card
information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR
1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Leon R. Yankwich
YANKWICH & ASSOCIATES
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Cambridge, MA 02139

SIGNATURE

Leon R. Yankwich

NAME

30,237

REGISTRATION NUMBER

**PATENT COOPERATION TREATY
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE**

In re Application of: Krantis and Durst

Serial No.: (not yet assigned)

Art Unit: (not yet known)

Filed: (concurrently herewith)

Examiner: (not yet known)

Entitled: METHODS AND COMPOSITIONS FOR
REGULATING GUT MOTILITY AND
FOOD INTAKE

National Phase of PCT/CA00/00790

Attorney Docket No.: ENP-001.1P US

Asst. Commissioner of Patents and Trademarks

Box PCT

Washington, D.C. 20231

NATIONAL STAGE APPLICATION TRANSMITTAL:

1. Designated/Elected Office (DO/EO/US) Transmittal Form PTO-1390 (2 pages).
2. Duplicate copy Transmittal Form PTO-1390 page 2 fee calculation/authorization.
3. Copy of International Application as published 94 pages (including 30 drawing sheets).
4. International Search Report.
5. Executed Oath/Declaration and Power of Attorney (3 pages).
6. Return receipt post card.
7. Check No. 3786 in the amount of \$ 889.00 to cover national application filing fee.

Respectfully submitted,

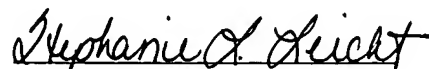


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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

The undersigned hereby certifies that this correspondence listed above is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR §1.10, postage prepaid, Express Mailing Label No. EL 909963258 US, in an envelope addressed to the Asst. Commissioner for Patents, Box PCT, Washington, D.C. 20231 on the date indicated below.

January 4, 2002
date


Stephanie L. Leicht